

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

NACH et al

Plaintiffs,

v.

HUBER

Defendants.

CIVIL ACTION NO. 1:08-cv-01536-SWK

**NOTICE OF MOTION TO ADMIT
COUNSEL *PRO HAC VICE***

NOTICE OF MOTION AND MOTION TO ADMIT COUNSEL *PRO HAC VICE*

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Court for the Southern District of New York, I, Ira M. Press, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission *pro hac vice* of:

Applicant's Name: Benjamin J. Hinerfeld
Firm Name: Schiffrin Barroway Topaz & Kessler, LLP
Address: 280 King of Prussia Road
City/State/Zip: Radnor, PA 19087
Phone Number: (610) 667-7706
Fax Number: (610) 667-7056
Email Address: bhinerfeld@sbtclaw.com

FILED
U.S. DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK
APR 30 PM 4:14


APR 30 2008
587679-52676

Benjamin J. Hinerfeld is a member in good standing of the Bars of the State of Pennsylvania and the State of Delaware. There are no pending disciplinary proceedings against Benjamin J. Hinerfeld in any State or Federal Court.

Dated: _____, 2008

Respectfully submitted,

KIRBY MCINERNEY LLP



Ira M. Press (if 53/3)
830 Third Avenue
10th Floor
New York, NY 10022
(212) 317-6600
Fax: (212) 751-2540

Counsel for Lead Plaintiffs

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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HUBER

Defendants.

CIVIL ACTION NO. 1:08-cv-01536-SWK

**AFFIDAVIT OF IRA M. PRESS IN
SUPPORT OF MOTION TO ADMIT
COUNSEL *PRO HAC VICE***

State of New York)
) ss.
County of New York)

Ira M. Press, being duly sworn, hereby deposes and says as follows:

1. I am a partner at Kirby McInerney LLP, Counsel for the Lead Plaintiffs in the above-captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of the Lead Plaintiffs' motion to admit Benjamin J. Hinerfeld as counsel *pro hac vice* to represent the Lead Plaintiffs in this matter.

2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law on March 1990. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.

3. Mr. Hinerfeld is an associate at Schiffrin Barroway Topaz & Kessler, LLP in Radnor, Pennsylvania.

4. I have found Mr. Hinerfeld to be a skilled attorney and a person of integrity. He is experienced in Federal practice and is familiar with the Federal Rules of Procedure.

5. Accordingly, I am pleased to move the admission of Benjamin J. Hinerfeld, *pro hac vice*.

6. In compliance with Rule 1.3(c) of the Local Rules of the United States District Court for the Southern District of New York, I have attached Certificates of Good Standing for Mr. Hinerfeld from Pennsylvania and New Jersey issued within the past thirty days.


7. I respectfully submit a proposed order granting the admission of Benjamin J. Hinerfeld, *pro hac vice*, which is also attached.

WHEREFORE it is respectfully requested that the motion to admit Benjamin J. Hinerfeld, *pro hac vice*, to represent the Lead Plaintiffs in the above-captioned matter, be granted.

Dated: 4/30, 2008

Respectfully submitted,

KIRBY MCINERNEY LLP

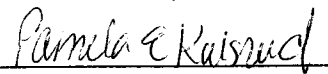


Ira M. Press (IP 5313)
830 Third Avenue, 10th Floor
New York, NY 10022
(212) 317-6600
Fax: (212) 751-2540

Counsel for Lead Plaintiffs

Sworn to and subscribed before me

this 30 day of April, 2008.



Notary Public

PAMELA E. KULSRUD
Notary Public, State of New York
No. 02KU6143463
Appointed in New York County
My Commission Expires 2013

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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Defendants.

CIVIL ACTION NO. 1:08-cv-01536-SWK

**ORDER FOR ADMISSION *PRO HAC*
VICE ON WRITTEN MOTION**

Upon the motion of Ira M. Press, Counsel for the Lead Plaintiffs, and said sponsor attorney's affirmation in support;

IT IS HEREBY ORDERED that

Applicant's Name: Benjamin J. Hinerfeld
Firm Name: Schiffrin Barroway Topaz & Kessler, LLP
Address: 280 King of Prussia Road
City/State/Zip: Radnor, PA 19087
Phone Number: (610) 667-7706
Fax Number: (610) 667-7056
Email Address: bhinerfeld@sbtclaw.com

is admitted to practice *pro hac vice* as counsel for the Lead Plaintiffs in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel shall forward the *pro hac vice* fee to the Clerk of Court.

Dated: _____

Shirley Wohl Kram, U.S. District Judge



Supreme Court of Pennsylvania

CERTIFICATE OF GOOD STANDING

Benjamin J. Hinerfeld, Esq.

DATE OF ADMISSION

December 6, 1996

The above named attorney was duly admitted to the bar of the Commonwealth of Pennsylvania, and is now a qualified member in good standing.



Witness my hand and official seal

Dated: April 22, 2008


Patricia A. Johnson
Chief Clerk

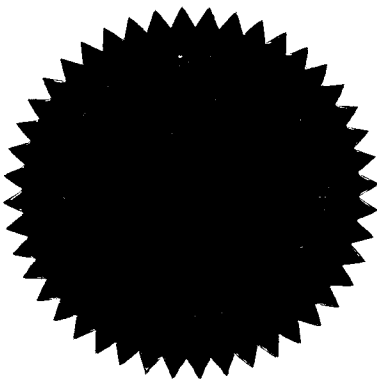
SUPREME COURT OF THE STATE OF DELAWARE

CERTIFICATE OF GOOD STANDING

The Clerk of the Supreme Court of the State of Delaware, the highest Court in the State, certifies that **Benjamin J. Hinerfeld** was admitted to practice as an attorney in the Courts of this State on **September 19, 2007**, and is an **active** member of the Bar of the Supreme Court of the State of Delaware in good standing.

IN TESTIMONY WHEREOF,

I have hereunto set my hand and affixed the seal of said Court at Dover this 16th day of April 2008.



A handwritten signature in black ink, reading "Cathy L. Howard". The signature is written in a cursive style and is positioned above a horizontal line.

Cathy L. Howard
Clerk of the Supreme Court

CERTIFICATE OF SERVICE


I, Ira M. Press, hereby certify that I filed true and correct copies of the foregoing documents:

- *PRO HAC VICE* MOTION, AFFIDAVIT, AND PROPOSED ORDER.

with the Clerk of the Court on this date. The CM/ECF system will send notification to all counsel on the attached service list registered for CM/ECF. Counsel not registered for CM/ECF listed on the attached service list received the documents via U.S. Mail.

Dated: 4/30, 2008

KIRBY MCINERNEY LLP



Ira M. Press (105313)
830 Third Avenue
10th Floor
New York, NY 10022
(212) 317-6600
Fax: (212) 751-2540

Counsel for Lead Plaintiffs

SERVICE LIST

Counsel registered for CM/ECF:

<p>Marvin A. Miller Miller Law, LLC 115 S. LaSalle Street Suite 2910 Chicago, IL 60603 (312) 332-3400 Fax: (312) 676-2676 Email: mmiller@millerlawllc.com</p> <p><i>Counsel for Lead Plaintiff Lewis Wetstein, M.D.</i></p>	<p>Frederick W. Gerkens, III Glancy Binkow & Goldberg LLP 1430 Broadway Suite 1603 New York, NY 10018 (212) 382-2221 Fax: (212) 382-3944 Email: fgerkens@glancylaw.com</p> <p><i>Co-Lead Counsel for Lead Plaintiff Lewis Wetstein, M.D.</i></p>
<p>Daniel Hume Ira M. Press Kirby McInerney LLP 830 Third Avenue 10th Floor New York, NY 10022 (212) 317-6600 Fax: (212) 751-2540 Email: dhume@kmslaw.com Email: ipress@kmslaw.com</p> <p><i>Counsel for Lead Plaintiff Teamsters Local 282 Group</i></p>	<p>Sharon L. Nelles Stephen Ehrenberg Darrell Scott Cafasso Sullivan & Cromwell, LLP(NYC) 125 Broad Street New York, NY 10004 (212) 558-4000 Fax: (212) 558-3588 Email: nelless@sullcrom.com Email: ehrenbergs@sullcrom.com Email: cafassod@sullcrom.com</p> <p><i>Counsel for Defendant Linda Huber</i></p>

Counsel not registered for CM/ECF:

Joel Lee Lipman
O'Rourke, Katten & Moody
161 North Clark Street
Suite 2230
Chicago, IL 60601
(312) 849-2020
Fax: (312) 849-2021

Counsel for Plaintiff Raphael Nach

Dale J. MacDiamid
Michael M. Goldberg
Glancy Binkow & Goldberg, LLP
1801 Avenue of the Stars, Ste. 311
Los Angeles, CA
(310) 201-9150

Co-Lead Counsel for Lead Plaintiff Lewis Wetstein, M.D.

Lori Ann Fanning

Miller, Faucher and Cafferty L.L.P.
115 South LaSalle Street
Suite 2910
Chicago, IL 60603
(312) 332-3400

*Counsel for Lead Plaintiff Lewis Wetstein,
M.D.*

Joshua B. Silverman

Leigh Robbin Handelman

Pomerantz Haudek Block Grossman & Gross
LLP
One North LaSalle Street
Suite 2225
Chicago, IL 60602
(312) 377-1181
Fax: (312) 377-1184

*Co-Lead Counsel for Lead Plaintiff Teamsters
Local 282 Group*

Patrick V. Dahlstrom

Pomerantz Haudek Block Grossman & Gross
LLP
100 Park Avenue, 26th Floor
New York, NY 10017
312-377-1181
Fax: (212)661-8665

*Co-Counsel for Lead Plaintiff Teamsters Local
282 Group*

David H. Kistenbroker

Paul S. Kim

Theresa Lynn Davis

Katten, Muchin, Zavis & Rosenman
525 West Monroe Street
Chicago, IL 60661
(312) 902-5200

Counsel for Defendant Linda Huber

Richard H. Klapper

Sullivan and Cromwell, LLP(NYC)
125 Broad Street
New York, NY 10004
(212) 558-4000

Counsel for Defendant Linda Huber